

01-07-02

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PATENT DOCKET NO. 12964.19  
CUSTOMER NO. 000027683

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Inventor: Jomaa

Corres. and Mail  
BOX AF

Group Art Unit: 1614

Examiner: Kwon, B.

Serial No: 09/719,946

Filed: December 15, 2000

For: MEDICAMENTS CONTAINING BISPHOSPHONIC  
ACIDS AND DERIVATIVES THEREOF WHICH  
ARE PROVIDED FOR PREVENTING AND  
TREATING AUTOIMMUNE DISEASES AND  
ALLERGIESBox AF  
Commissioner For Patents  
Washington, D.C. 20231

Sir:

Enclosed for filing is an Amendment in the above-identified application.

- ☒ Applicant claims small entity status.  
☐ A verified statement to establish small entity status under 37 C.F.R. § 1.9 and § 1.27 is enclosed.  
☐ No additional fee is required.

The fee has been calculated as shown below:

<u>(Col. 1)</u>		<u>(Col. 2)</u>		<u>(Col. 3)</u>	<u>SMALL ENTITY</u>			<u>OTHER THAN A SMALL ENTITY</u>	
	CLAIMS REMAINING AFTER AMENDMENT		HIGHEST NO. PREVIOUSLY PAID FOR	PRESENT EXTRA	RATE	ADDIT. FEE	<u>OR</u>	RATE	ADDIT. FEE
TOTAL	37*	minus	20**	=17	x 9	\$ <u>153.00</u>	OR	x 18	\$ _____
INDEP	5*	minus	4***	=1	x 42	\$ <u>42.00</u>	OR	x 80	\$ _____
[ ]	FIRST PRESENTATION OF MULTIPLE DEP. CLAIM				+135	\$ _____	OR	+270	\$ _____
					TOTAL	\$ <u>195.00</u>	OR	TOTAL	\$ _____

\* If the entry in Col. 1 is less than the entry in Col. 2, write "0" in Col. 3.

\*\* If the "Highest Number Previously Paid For" IN THIS SPACE is less than 20, write "20" in this space.

\*\*\* If the "Highest Number Previously Paid For" IN THIS SPACE is less than 3, write "3" in this space.

The "Highest Number Previously Paid For" (Total or Independent) is the highest number found from the equivalent box in Col. 1 of a prior amendment or the number of claims originally filed.

[ ] Please charge Deposit Account No. [08-1394 H&amp;B] in the amount of \$ \_\_\_\_\_.

[X] A check in the amount of \$ 195.00 is attached.

[X] The Commissioner is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account No. 08-1394 H&amp;B.

[X] Any additional filing fees under 37 C.F.R. § 1.16 for the presentation of extra claims.

[X] Any patent application processing fees under 37 C.F.R. § 1.17.

[X] A copy of this sheet is enclosed.

Respectfully submitted,

Brian J. Hubbard  
Brian J. Hubbard  
Registration No. 45,873

Date: Jan. 4, 2002

HAYNES AND BOONE, LLP  
901 Main Street, Suite 3100  
Dallas, TX 75202-3789  
Phone: 214/651-5058  
File: 12964.19

D-976418.1

## CERTIFICATE OF MAILING BY "EXPRESS MAIL"

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DATE OF DEPOSIT: January 4, 2002

I hereby certify that this paper and fee are being deposited with the United States Postal Service Express Mail Post Office to Addressee service under 37 CFR §1.10 on the date indicated above and is addressed to the Commissioner of Patents and Trademarks, Washington, D.C. 20231.

SANDRA KUBIN

TYPE OR PRINT NAME

Sandra Kubin  
SIGNATURE



Response Under 37 C.F.R. § 1.116  
Expedited Procedure-Examining Group 1614

PATENT / DOCKET NO. 12964.11  
Customer No.: 00002768

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:  
Jomaa

Serial No.: 09/719,946

Filed: December 15, 2000

For: MEDICAMENTS CONTAINING  
BISPHOSPHONIC ACIDS AND  
DERIVATIVES THEREOF WHICH  
ARE PROVIDED FOR PREVENTING  
AND TREATING AUTOIMMUNE  
DISEASES AND ALLERGIES

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Group Art Unit: 1614

Examiner: Kwon, B.

AMENDMENT AFTER FINAL

Commissioner For Patents  
Box AF  
Washington, DC 20231

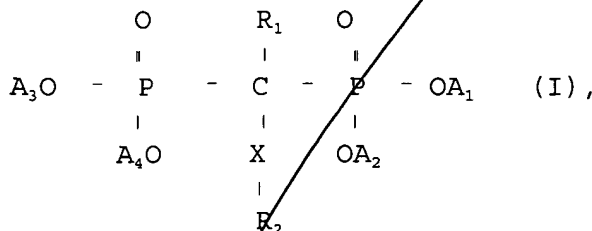
Sir:

In response to the final Office action mailed November 6, 2001,  
please amend the above-identified application as follows:

In the Claims

Please add new claims 15-51, and cancel claims 6-14 without prejudice  
or disclaimer:

- 15. A medicament for treating an autoimmune disease or allergy,  
comprising  
a first active ingredient selected from the group which consists of  
bisphosphonic acids corresponding to the general formula (I)



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01 FC:203  
02 FC:202

153.00 OP  
42.00 OP

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11/15/02